



# BancBoston Leasing

RECORDATION NO. 14925A

OCT 26 1988 - 11 12 AM

INTERSTATE COMMERCE COMMISSION

October 17, 1988

The Honorable Noretta R. McGee  
Secretary  
Interstate Commerce Commission  
12th Street and Constitution Avenue, NW  
Washington D.C. 20423

Date 10/26/88  
Fee \$ 13  
ICC Washington, D. C.

Dear Ms. McGee:

We have enclosed two originals of the secondary document described below to be recorded pursuant to Section 11303 of Title 49 of the United States Code:

Discharge of Mortgage and Security Agreement and Assignment of Rents and Release of Guaranty by Key Bank, N.A., and Schedule A.

The primary document to which this is connected is recorded under Recordation number 14925.

The secondary document is a Discharge of Mortgage and Security Agreement and Assignment of Rents and Release of Guaranty. The names and addresses of the parties to the document are as follows:

Mortgagee: Key Bank, N.A.  
60 State Street  
Albany, New York 12207

Mortgagor: GWI Leasing Corporation  
71 Lewis Street  
Greenwich, Connecticut 06830

Guarantor: Genesee & Wyoming Industries, Inc.  
71 Lewis Street  
Greenwich, Connecticut 06830

A description of the equipment covered by the document follows:

(50) 100 ton 4750 CFC Covered Hopper Cars.

A more complete description of the equipment covered by the document is set forth on the attached Schedule A.



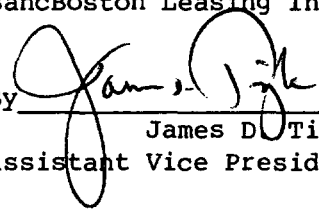
A fee of \$13.00 is enclosed. Please return the original document after recordation to BancBoston Leasing Inc., 100 Federal Street, Boston, Massachusetts 02110.

A short summary of the document to appear in the index follows:

"Discharge of Mortgage and Security Agreement and Assignment of Rents between Key Bank, N.A., 60 State Street, Albany, New York 12207 (Mortgagee) and GWI Leasing Corporation, 71 Lewis Street, Greenwich, Connecticut 06830 (Mortgagor) of the following equipment: (50) 100 ton 4750 CFC Covered Hopper Cars. Release of Guaranty dated December 31, 1986, made and executed by Genesee & Wyoming Industries, Inc. in favor of Key Bank, N.A.

Very truly yours;  
BancBoston Leasing Inc.

By

  
James D. Tighe  
Assistant Vice President

Enclosures: (2) Discharge of Mortgage and Security Agreement and Assignment of Rents and Release of Guaranty (Originals)  
(2) Schedule A

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INTERSTATE COMMERCE COMMISSION

DISCHARGE OF MORTGAGE AND SECURITY AGREEMENT  
AND ASSIGNMENT OF RENTS  
AND RELEASE OF GUARANTY

KNOW ALL MEN BY THESE PRESENTS, that **KEY BANK, N.A.** a National Banking Association, having a place of business at 60 State Street, Albany, New York 12207, does hereby certify that a certain Mortgage and Security Agreement being dated January 19, 1981, and a certain Assignment of Rents being dated January 19, 1981, both made and executed by **GWJ LEASING CORPORATION**, a Delaware corporation with a principal place of business at 71 Lewis Street, Greenwich, Connecticut 06830, covering the equipment listed on Schedule A, attached hereto and made a part hereof, to secure the payment of the principal sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00), and interest, and duly recorded in the office of the Secretary of the Interstate Commerce Commission of the United States pursuant to 49 U.S.C. §11303 at ICC Index Numbers 12786-A and 12786-B, respectively, on January 21, 1981, and a certain Modification Agreement modifying said Mortgage and Security Agreement being dated February 3, 1986 made and executed by **GWJ LEASING CORPORATION**, and duly recorded in the office of the Secretary of the Interstate Commerce Commission of the United States pursuant to 49 U.S.C. §11303 at ICC Index Number 14925, and said Mortgage and Security Agreement, as modified, and Assignment of Rents have not been assigned, are paid, and does hereby consent that the same be discharged or record; and

THAT **KEY BANK N.A.**, hereby fully and unconditionally releases **GENESEE & WYOMING INDUSTRIES, INC.**, a Delaware corporation with a place of business at 71 Lewis Street, Greenwich, Connecticut 06830, from a certain Guaranty being dated January 16, 1981, made and executed by Genesee & Wyoming Industries, Inc. in favor of Key Bank, N.A.

IN WITNESS WHEREOF, **KEY BANK N.A.**, has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer this 27<sup>th</sup> day of September, 1988.

KEY BANK N.A.

*Kenneth M. McGivney*  
By: **KENNETH MCGIVNEY**  
Its: **VICE PRESIDENT**

STATE OF NEW YORK )  
COUNTY OF ALBANY ) SS:

On this 27<sup>th</sup> day of September, 1988, before me personally came KENNETH MCGIVNEY, to me known, who, being by me duly sworn, did depose and say that he/she resides in STYVESANT, NEW YORK, that he/she is VICE PRESIDENT of Key Bank, N.A., the corporation described in and which executed the foregoing instrument; and that he/she signed his/her name thereto by order of the Board of Directors of said corporation.

Debra Pulenskey Drescher  
Notary Public

DEBRA PULENSKEY DRESCHER  
Notary Public, State of New York  
Qualified in Albany County  
No. 4812413  
Commission Expires March 30, 1990

SCHEDULE "A"  
to  
Chattel Mortgage and Security Agreement  
from  
GWI LEASING CORPORATION  
to  
KEY BANK N.A.

IDENTIFICATION OF CARS

The cars referred to in the attached Chattel Mortgage and Security Agreement  
are as follows:

<u>NO. OF CARS</u>	<u>DESCRIPTION</u>	<u>SERIAL NUMBER and REPORTING MARKS</u>
50	100 Ton 4750 CFC Covered Hopper Cars	MILW 102200 - 102249, inclusive